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Attorneys for Plaintiff

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

|                           |   |                                       |
|---------------------------|---|---------------------------------------|
| UNITED STATES OF AMERICA, | ) | CR No. 08-399 PJH                     |
|                           | ) |                                       |
| Plaintiff,                | ) | STIPULATION AND [PROPOSED] ORDER      |
|                           | ) | EXCLUDING TIME UNDER 18 U.S.C. § 3161 |
| v.                        | ) |                                       |
|                           | ) |                                       |
| JAIME SALCEDO-MENDOZA,    | ) |                                       |
|                           | ) |                                       |
| Defendant.                | ) |                                       |
|                           | ) |                                       |

On July 23, 2008, the parties appeared before the Court for a status conference in this case. At that time, the parties requested, and the Court agreed, to exclude all time under the Speedy Trial Act between July 23, 2008 and July 30, 2008 because the defendant needs additional time to determine which motions he will file. The parties represented that granting the continuance was the reasonable time necessary for effective preparation of defense counsel. 18 U.S.C. § 3161(h)(8)(B)(iv). The parties also agreed that the ends of justice served by granting

1 such a continuance outweighed the best interests of the public and the defendant in a speedy trial.  
2 18 U.S.C. § 3161(h)(8)(A).

3  
4 SO STIPULATED:

5  
6 JOSEPH P. RUSSONIELLO  
United States Attorney

7  
8 DATED: July 23, 2008

\_\_\_\_\_/s/  
9 TAREK J. HELOU  
Assistant United States Attorney

10  
11 DATED: July 23, 2008

\_\_\_\_\_/s/  
12 RONALD TYLER  
Attorney for Defendant JAIME SALCEDO-MENDOZA

13  
14 For the reasons stated above, the Court finds that exclusion of time from July 23, 2008  
15 through July 30, 2008 is warranted and that the ends of justice served by the continuance  
16 outweigh the best interests of the public and the defendant in a speedy trial. 18 U.S.C. §  
17 3161(h)(8)(A). Failure to grant the requested continuance would deny the defendant effective  
18 preparation of counsel, and would result in a miscarriage of justice. 18 U.S.C. §  
19 3161(h)(8)(B)(iv).

20  
21 SO ORDERED.

22  
23 DATED: \_\_\_\_\_

24 THE HONORABLE PHYLLIS J. HAMILTON  
United States District Judge